

REMARKS

Applicant has reviewed the Office Action dated July 30, 2003, and the references cited therewith.

Claims 13-16 and 32 are canceled; as a result, claims 2-8, 10-12, 17-25, and 27-31 are now pending in this application.

§103 Rejection of the Claims

In the Office Action, claims 13 – 16, 28, 30 and 32 were rejected under 35 USC § 103(a) as being unpatentable over Somner et al. (U.S. Patent No. 5,819,124) in view of Park et al. (U.S. Patent No. 5,155,474). Claims 13-16 and 32 are cancelled without prejudice or disclaimer.

Regarding claim 28, Applicant traverses the rejection since even if combined, the combination would not include each limitation recited in the claim. For instance, “causing a test light to blink when the motion detector is triggered but not causing the camera to expose any film,” as recited in claim 28. The Office Action cites Park et al. for such subject matter. However, Applicant believes that Park only discusses a signal to indicate the camera is armed and ready for operation. (Col. 6 lines 35-36). This is not the same as the claimed method. In the claimed method, the motion detector is triggered and the test light of the camera blinks, but no picture is taken. In contrast, Park appears to describe a light which signals when the camera itself is turned on and ready for operation. Park does not mention causing the light to blink when the motion detector is triggered, only when the camera is ready for operation.

Likewise, claim 30 includes “a test light attached to the housing, wherein when the controller is put into a testing state the controller causes the test light to blink when the motion detector is triggered but the controller does not cause the camera to take a picture.” Again, it does not appear that Park discusses such a testing state which allows the test light to blink when the motion detector is triggered but does not take a picture. Thus, even if combined with Somner, the combination would be missing a claimed limitation. Reconsideration and allowance of claims 28 and 30 is respectfully requested.

Allowable Subject Matter

Applicant acknowledges the allowance of claims 2 – 8, 10 – 12, 17 – 25, 27, 29 and 31.

Conclusion

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney ((612) 359-3267) to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743

Respectfully submitted,

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By his Representatives,

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 15 day of September, 2003.

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